

**COURT OF APPEAL
STATE OF CALIFORNIA
THIRD APPELLATE DISTRICT**

1

Court Minutes

October 29, 2007

- C049702 THE PEOPLE v. RICHARDSON (Certified for Publication)**
The appeal is dismissed without prejudice to any rights defendant may have to relief by way of a petition of writ of habeas corpus.
ROBIE, J.
We Concur: Blease, Acting P.J.
 Davis, J.
- C052142 THE PEOPLE v. JOHNSON (Not for Publication)**
The judgment is affirmed.
SIMS, Acting P.J.
We Concur: Hull, J.
 Butz, J.
- C053252 THE PEOPLE v. FERGUSON (Not for Publication)**
The judgment is affirmed. The trial court is direct to correct the abstract of judgment and to forward a certified copy to the Department of Corrections and Rehabilitation. ... Defendant's "Actual" days of custody credit shall be listed as 209, not 299.
ROBIE, J.
We Concur: Blease, Acting P.J.
 Morrison, J.
- C054039 THE PEOPLE v. MCCRAY (Not for Publication)**
The judgment is affirmed.
ROBIE, J.
We Concur: Blease, Acting P.J.
 Morrison, J.
- C052770 PHELPS et al. v. STATE WATER RESOURCES CONTROL BOARD et al. (Not for Publication)**
The judgment is affirmed. Respondents State Water Resources Control Board and the Department of Water Resources shall recover their costs on appeal.
CANTIL-SAKAUYE, J.
We Concur: Nicholson, Acting P.J.
 Hull, J.

**COURT OF APPEAL
STATE OF CALIFORNIA
THIRD APPELLATE DISTRICT**

2

Court Minutes

October 29, 2007, continued

**C053465 HAYES v. THE SUPERIOR COURT OF (Not for Publication)
 SAN JOAQUIN COUNTY; HASTINGS et al.**

The alternative writ and previously ordered stay are discharged. Let a peremptory writ of mandate issue directing respondent court to reconsider counsel's application for the appointment of a second attorney for the reason described in the petition for writ of mandate.

HULL, J.

We Concur: Raye, Acting P.J.
 Robie, J.

October 30, 2007

C051740 THE PEOPLE v. JOHNSON (Not for Publication)

The judgment is affirmed. The cause is remanded to the trial court with directions to modify the amended abstract of judgment in a manner consistent with the views stated herein. The clerk shall forward a certified copy of the second amended abstract to the Department of Corrections and Rehabilitation.

BUTZ, J.

We Concur: Davis, Acting P.J.
 Nicholson, J.

C053071 THE PEOPLE v. STAMATELOS (Not for Publication)

The judgment is affirmed.

DAVIS, J.

We Concur: Blease, Acting P.J.
 Sims, J.

C053220 THE PEOPLE v. WINDERS (Not for Publication)

The judgment is affirmed.

RAYE, J.

We Concur: Sims, Acting P.J.
 Davis, J.

C053294 THE PEOPLE v. ROBINSON (Not for Publication)

The court's victim restitution order is affirmed. The probation revocation restitution fine imposed pursuant to section 1202.44 is stricken. As modified, the court's order of probation is also affirmed.

BUTZ, J.

We Concur: Sims, Acting P.J.
 Hull, J.

**COURT OF APPEAL
STATE OF CALIFORNIA
THIRD APPELLATE DISTRICT**

3

Court Minutes

October 30, 2007, continued

- C053411 THE PEOPLE v. ANDRA (Certified for Partial Publication)**
The judgment is affirmed. The trial court is directed to amend the abstract of judgment to reflect that the conviction in count 17 is for section 530.5, subdivision (a), not section 530.5, subdivision (d), and to reflect the conviction and eight-month consecutive sentence in case No. 03F07338, and is further directed to send a certified copy of the amended abstract to the Department of Corrections and Rehabilitation.
DAVIS, J.
We Concur: Scotland, P.J.
Cantil-Sakauye, J.
- C054283 THE PEOPLE v. JACKSON (Not for Publication)**
The judgment is affirmed.
ROBIE, J.
We Concur: Blease, Acting P.J.
Morrison, J.
- C054985 THE PEOPLE v. CASTILLO (Not for Publication)**
The judgment is affirmed.
RAYE, J.
We Concur: Davis, Acting P.J.
Butz, J.
- C055512 THE PEOPLE v. GONZALES (Not for Publication)**
The judgment is affirmed.
SCOTLAND, P.J.
We Concur: Sims, J.
Morrison, J.
- C054080 In re A.Z.; THE PEOPLE v. A.Z. (Not for Publication)**
The judgment is affirmed.
DAVIS, Acting P.J.
We Concur: Raye, J.
Butz, J.
- C055176 In re ISAIAH C.; SACRAMENTO (Not for Publication)**
COUNTY DEPARTMENT OF HEALTH
AND HUMAN SERVICES v. ISAAC C. et al.
The juvenile court's orders are affirmed.
SIMS, Acting P.J.
We Concur: Raye, J.
Robie, J.

**COURT OF APPEAL
STATE OF CALIFORNIA
THIRD APPELLATE DISTRICT**

4

Court Minutes

October 30, 2007, continued

C055270 In re I.B.; SACRAMENTO COUNTY (Not for Publication)
DEPARTMENT OF HEALTH AND HUMAN
SERVICES v. ANDREA O.

The orders terminating parental rights are reversed and the matter is remanded for the limited purpose of securing compliance with the notice provisions of the ICWA in accordance with general law and the views express above. The juvenile court is directed to order DHHS to make a full inquiry and send properly completed notice forms as required by the provisions of the ICWA.

NICHOLSON, J.

We Concur: Blease, Acting P.J.
 Davis, J.

C055747 In re MYQUIA C.; SAN JOAQUIN (Not for Publication)
COUNTY HEALTH AND HUMAN
SERVICES AGENCY v. MICHAEL C.

The orders terminating parental rights are reversed and the matter is remanded to the juvenile court for the limited purpose of determining whether any inquiry was made regarding appellant's Indian heritage....

HULL, J.

We Concur: Scotland, P. J.
 Cantil-Sakauye, J.

C055289 THE PEOPLE v. FARRELL
BY THE COURT:

Appellant's petition for rehearing is denied.
NICHOLSON, Acting P.J.

October 31, 2007

C050633 THE PEOPLE v. MCGRAW (Not for Publication)

The judgment (order of extension of commitment) is affirmed.

MORRISON, J.

We Concur: Sims, Acting P.J.
 Nicholson, J.

C053772 THE PEOPLE v. HART (Not for Publication)

The judgment is affirmed.

BUTZ, J.

We Concur: Davis, Acting P.J.
 Raye, J.

**COURT OF APPEAL
STATE OF CALIFORNIA
THIRD APPELLATE DISTRICT**

5

Court Minutes

October 31, 2007, continued

- C054427 THE PEOPLE v. BULLOCK (Not for Publication)**
The judgment is affirmed.
BUTZ, J.
We Concur: Davis, Acting P.J.
Raye, J.
- C053989 In re JORDAN A.; THE PEOPLE (Not for Publication)**
v. JORDAN A.
The judgment (order committing the minor to DJF) is reversed. The matter is remanded to the juvenile court with directions to set a maximum term of physical confinement based upon the facts and circumstances of this case.
NICHOLSON, Acting P.J.
We Concur: Hull, J.
Cantil-Sakauye, J.
- C055069 In re D.S. et al.; THE PEOPLE (Certified for Publication)**
v. JOHN S.
The appeal is dismissed
SIMS, Acting P.J.
We Concur: Morrison, J.
Robie, J.
- C053057 SHAW v. DONOHUE**
BY THE COURT:
Appellant's petition for rehearing is denied.
HULL, Acting P.J.
- C053057 SHAW v. DONOHUE**
BY THE COURT:
Appellant's request to publish the opinion filed on October 12, 2007, is denied.
HULL, Acting P.J.

November 1, 2007

- C051111 THE PEOPLE v. WOODS (Not for Publication)**
The judgments are affirmed.
CANTIL-SAKAUYE, J.
We Concur: Blease, Acting P.J.
Sims, J.

**COURT OF APPEAL
STATE OF CALIFORNIA
THIRD APPELLATE DISTRICT**

6

Court Minutes

November 1, 2007, continued

- C051817 THE PEOPLE v. BOWERS (Not for Publication)**
The judgment is affirmed.
SIMS, Acting P.J.
We Concur: Morrison, J.
Robie, J.
- C053912 THE PEOPLE v. ZEPEDA (Not for Publication)**
The judgment is affirmed.
BUTZ, J.
We Concur: Sims, Acting P.J.
Hull, J.
- C052999 MEAD v. WILLIAMS (Not for Publication)**
The judgment is affirmed. Carolyn shall recover costs on appeal.
RAYE, J.
We Concur: Sims, Acting P.J.
Cantil-Sakauye, J.

November 2, 2007

- C051017 THE PEOPLE v. DAVIS (Not for Publication)**
The parole revocation fine imposed under section 1202.45 is stricken. In all other respects, the judgment is affirmed.
RAYE, J.
We Concur: Blease, Acting P.J.
Cantil-Sakauye, J.
- C051283 THE PEOPLE v. ZEN (Not for Publication)**
The judgment is affirmed.
SCOTLAND, P.J.
We Concur: Morrison, J.
Cantil-Sakauye, J.
- C050928 TRICHE-WINSTON v. VASSAR et al. (Not for Publication)**
The judgment is affirmed. Defendants are awarded their costs and attorney fees on appeal. The case is remanded to the trial court to determine the amount of attorney fees.
BUTZ, J.
We Concur: Blease, Acting P.J.
Cantil-Sakauye, J.

**COURT OF APPEAL
STATE OF CALIFORNIA
THIRD APPELLATE DISTRICT**

7

Court Minutes

November 2, 2007, continued

**C055069 In re D.S. et al.; SHASTA COUNTY (Certified for Publication)
DEPARTMENT OF SOCIAL SERVICES
v. JOHN S.**

Appellant's sole contention on appeal is that the juvenile court violated the due process rights of the appellant and the minor's mother when it denied the mother's petition for modification as untimely. This modification does not change the judgment.

SIMS, Acting P.J.

We Concur: Morrison, J.
Robie, J.